

wonderful work and the great service they have done the State of Texas.

Signed—Graves of Williamson, Wallace.

The resolution was read second time, and was adopted.

ADJOURNMENT.

Mr. Sinks moved that the House adjourn until 10 o'clock a. m. next Monday.

Mr. Quinn moved that the House adjourn until 2 o'clock p. m. today.

The motion of Mr. Sinks prevailed, and the House accordingly, at 12:20 o'clock p. m., adjourned until 10 o'clock a. m. next Monday, March 10.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following committees have today filed favorable reports on bills, as follows:

Judiciary: House bills Nos. 104, 105 and 39.

Highways and Motor Traffic: House bill No. 109.

Revenue and Taxation: House bills Nos. 111, 115 and 116.

State Affairs: House bills Nos. 108 and 93.

Public Lands and Buildings: House bills Nos. 114 and 65.

Highways and Motor Traffic: House bill No. 5.

The Committee on Revenue and Taxation filed an adverse report on House bill No. 48.

REPORTS OF THE COMMITTEE ON ENGROSSED BILLS.

Committee Room,
Austin, Texas, March 7, 1930.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 54, A bill to be entitled "An Act amending Articles 5738 and 5742 of the Revised Civil Statutes of 1925, as amended by Senate bill No. 84, Acts of the Fourth Called Session of the Forty-first Legislature, filed in the office of the Secretary of State February 17, 1930, relating to co-operative marketing associations, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,
Austin, Texas March 8, 1930.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 19, A bill to be entitled "An Act amending Article 7060 of the Revised Civil Statutes of 1925, so as to increase and provide for gross receipts taxes upon those engaged in owning, operating, managing or controlling any gas, electric light, electric power or waterworks, or water and light plant, for local sale and distribution in any incorporated town or city within this State, etc., and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

DeWOLFE, for Chairman.

FOURTEENTH DAY.

(Monday, March 10, 1930.)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Barron.

The roll was called and developed the fact that there was not a quorum present.

Mr. Barnett moved a call of the House for the purpose of securing a quorum, and the call was duly ordered.

The Speaker then directed the Doorkeeper to close the main entrance to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

The Sergeant-at-Arms was instructed to bring in all absent members within the city who are not ill.

The roll was again called and the following members were present:

Mr. Speaker.

Acker.

Ackerman.

Adkins.

Allred.

Baker.

Barnett.

Bateman.

Beck.

Bond.

Bounds.

Bradley.

Brice.

Brooks.

Carpenter.

Chastain.

Coltrin.

Conway.

Cox of Lamar.

Cox of Limestone.

Davis.

DeWolfe.

Dunlap.

Enderby.

Eickenroht.

Farrar.

Finn.

Finlay.

Forbes.

Gates.

Gilbert.

Giles.

Graves

of Williamson.

| | |
|--------------------|-----------------|
| Hardy. | Mullally. |
| Harding. | Negley. |
| Harman. | Nicholson. |
| Harper. | Palmer. |
| Harrison. | Patterson. |
| Heaton. | Pavlica. |
| Hines. | Petsch. |
| Hogg. | Pool. |
| Holder. | Pope of Jones. |
| Hornaday. | Pope of Nueces. |
| Hubbard. | Purl. |
| Jenkins. | Quinn. |
| Johnson | Ray. |
| of Dallam. | Reader. |
| Johnson | Renfro. |
| of Dimmit. | Richardson. |
| Johnson of Smith. | Rogers. |
| Johnson of Scurry. | Rountree. |
| Justiss. | Sanders. |
| Keeton. | Savage. |
| Keller. | Shaver. |
| Kemble. | Shelton. |
| Kennedy. | Sherrill. |
| Kincaid. | Simmons. |
| King. | Snelgrove. |
| Land. | Speck. |
| Lee. | Stephens. |
| Lemens. | Storey. |
| Long of Wichita. | Tarwater. |
| Loy. | Terrell. |
| Magee. | Tillotson. |
| Mankin. | Van Zandt. |
| Marks. | Wallace. |
| Mauritz. | Walters. |
| Maynard. | Warwick. |
| McCombs. | Webb. |
| McDonald. | West. |
| McGill. | Wiggs. |
| Mehl. | Williams |
| Metcalf. | of Travis. |
| Minor. | Woodruff. |
| Moore. | Young. |
| Morse. | |

Absent.

| | |
|------------------|--------------|
| Anderson. | Montgomery. |
| Avis. | Murphy. |
| Baldwin. | O'Neill. |
| Duvall. | Prendergast. |
| Hefley. | Reid. |
| Hopkins. | Sinks. |
| Jones. | Turner. |
| Long of Houston. | Waddell. |
| Martin. | Westbrook. |

Absent—Excused.

| | |
|------------------|------------|
| Albritton. | Riley. |
| Fuchs. | Stevenson. |
| Graves of Erath. | Thompson. |
| Kayton. | Veatch. |
| Kenyon. | Williams |
| Kinnear. | of Sabine. |
| McKean. | Williams |
| Mosely. | of Hardin. |
| Olsen. | |

A quorum was announced present.

Prayer was offered by Rev. J. C. Mitchell, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Kayton for today, on motion of Mr. Hardy.

Mr. Riley for last Saturday and today, on motion of Mr. Keller.

Mr. Stevenson for today, on motion of Mr. Mankin.

Mr. Williams of Sabine for today, on motion of Mr. Conway.

Mr. Bond for last Saturday, on motion of Mr. Metcalfe.

Mr. Thompson for today and the balance of the week, on motion of Mr. Morse.

Mr. Fuchs for today, on motion of Mr. Giles.

Mr. Olsen for today, on motion of Mr. McGee.

Mr. Graves of Erath for today, on motion of Mr. Snelgrove.

Mr. Mosely for today, on motion of Mr. Heaton.

Mr. Kenyon for today, on motion of Mrs. Moore.

The following member was granted leave of absence on account of illness:

Mr. Williams of Hardin for today and the balance of the week, on motion of Mr. Quinn.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Richardson:

H. B. No. 122, A bill to be entitled "An Act to levy a sales tax on cement and lime, manufactured in Texas, and also on cement and lime imported into Texas, and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. McGill (by request):

H. B. No. 123, A bill to be entitled "An Act to provide for the extension of the term of oil and gas leases numbered 9690 covering Survey No. 23, No. 9725 covering Survey No. 26, No. 9724 covering Survey No. 10, and No. 9719 covering Survey No. 3, all of said surveys being on and a part of Block F, University lands, Hudspeth county, Texas, and Lease No. 9666 covering Survey No. 47, No. 9706 covering Survey No. 48,

and No. 9675 covering Survey No. 28, all of said surveys being on and a part of Block A, University lands, Hudspeth county, Texas, and Lease No. 9711 covering Survey No. 43, this survey being on and a part of Block B, University lands, Hudspeth county, Texas, from the period time of five years to a period time of seven years from their respective dates, and declaring an emergency."

Referred to Committee on Public Lands and Buildings.

By Mr. Pope of Nueces:

H. B. No. 124, A bill to be entitled "An Act to amend Section 1 of House bill No. 91, passed by the Forty-first Legislature of the State of Texas, relating to the manner of holding elections for the issuing of seawall bonds under Article 6834, Title 118, of said Revised Civil Statutes of 1925, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Rountree:

H. B. No. 125, A bill to be entitled "An Act validating all elections, election orders, election proceedings and city ordinances annexing adjacent territory to or extending and prescribing the corporate limits of any home rule city that has adopted a charter under Article 11, Section 5, of the Constitution of Texas, and the provisions of Chapter 147, Acts of the Regular Session of the Thirty-third Legislature of the State of Texas, 1913, but which city did not in fact have a population of 5,000 according to the 1920 Federal census, and declaring an emergency."

Referred to Committee on Municipal and Private Corporations.

By Mr. Adkins:

H. B. No. 126, A bill to be entitled "An Act to levy and collect annually a \$3.00 road tax against all able-bodied male citizens of Upshur county, Texas, who are between the ages of twenty-one and forty-five years; providing the manner of assessment and collection of said tax, and repealing all laws in conflict therewith, and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Wallace:

H. B. No. 127, A bill to be entitled "An Act making appropriation to pay the salaries of officers and employees of certain educational institutions and

other expenses in maintaining and conducting summer schools for the year 1930, as follows, to-wit: Agricultural and Mechanical College, John Tarleton Agricultural College, North Texas Agricultural College, University of Texas, College of Mines, College of Industrial Arts, Texas Technological College, College of Arts and Industries, North Texas State Teachers College, Sam Houston State Teachers College, East Texas State Teachers College, Southwest Texas State Teachers College, West Texas State Teachers College, Sul Ross State Teachers College, Stephen F. Austin State Teachers College, and declaring an emergency."

Referred to Committee on Appropriations.

By Mr. Conway, Mr. Gilbert, Mr. Barnett and Mr. Keller.

H. B. No. 128, A bill to be entitled "An Act amending the provisions of Article 2968, Revised Civil Statutes of Texas, 1925, providing for changing the method and time of securing certificates of exemption of persons exempt by law from the payment of poll taxes, who are residents of a city of 10,000 inhabitants or more, and providing that during continuous residence of the exempt voter in the voting precinct where such exemption certificate was issued, no additional certificate shall be required, and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Young:

H. B. No. 129, A bill to be entitled "An Act to amend Article 1302, Revised Statutes, 1925, so as to authorize the formation of corporations to do a mineral royalty business, and declaring an emergency."

Referred to Committee on Municipal and Private Corporations.

By Mr. Hornaday, Mr. Sherrill and Mr. Dunlap:

H. B. No. 130, A bill to be entitled "An Act to amend Section 84a of Chapter 25, of the General Laws passed at the Regular Session of the Thirty-ninth Legislature in 1925, as amended by Chapter 82 of the General Laws passed by the Forty-first Legislature at its First Called Session in 1929, so as to authorize water control and improvement districts and water improvement districts to declare an emergency in certain cases and under certain limitations, and to issue interim bonds in

evidence of such emergency loans, and pledge taxes and bonds of such districts to secure payment of such emergency loans evidenced by such interim bonds; enacting provisions incident and necessary to the subject and purpose of this act, and declaring an emergency."

Referred to Committee on Conservation and Reclamation.

By Mr. Farrar:

H. B. No. 131, A bill to be entitled "An Act amending Articles 2203, 2204, 2205 and 2206, Revised Civil Statutes of Texas, 1925, and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. McDonald, Mr. Cox of Limestone, Mr. Westbrook and Mr. Petsch:

H. B. No. 132, A bill to be entitled "An Act declaring the public policy of this State relating to the production of cotton crop rotation; declaring the conditions which justify invoking the police power in regulating and curtailing the production of cotton, for the purpose of preventing root rot and other cotton diseases, retaining the fertility of the soil and promoting agricultural diversification; providing the maximum number of acres to be planted in cotton annually, and declaring an emergency."

Referred to Committee on Agriculture.

HOUSE BILL NO. 79 ON SECOND READING.

On motion of Mr. Gilbert (by unanimous consent), the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 79, A bill to be entitled "An Act to amend Section 10a of Chapter 88, of the Acts of the Second Called Session of the Forty-first Legislature of Texas, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time, and was passed to engrossment.

HOUSE BILL NO. 79 ON THIRD READING.

Mr. Gilbert moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 79 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—99.

| | |
|--------------------|-----------------|
| Mr. Speaker. | Land. |
| Acker. | Lee. |
| Adkins. | Loy. |
| Baker. | Magee. |
| Barnett. | Mankin. |
| Bateman. | Mauritz. |
| Beck. | Maynard. |
| Bond. | McCombs. |
| Bounds. | McGill. |
| Bradley. | Mehl. |
| Brice. | Metcalfe. |
| Brooks. | Minor. |
| Carpenter. | Moore. |
| Chastain. | Morse. |
| Coltrin. | Mullally. |
| Conway. | Negley. |
| Cox of Lamar. | Nicholson. |
| Davis. | Palmer. |
| DeWolfe. | Pavlica. |
| Dunlap. | Pope of Jones. |
| Enderby. | Pope of Nueces. |
| Farrar. | Purl. |
| Finn. | Quinn. |
| Finlay. | Ray. |
| Forbes. | Reader. |
| Gates. | Renfro. |
| Gilbert. | Richardson. |
| Giles. | Rogers. |
| Hardy. | Rountree. |
| Harding. | Savage. |
| Harper. | Shaver. |
| Harrison. | Shelton. |
| Heaton. | Sherrill. |
| Hines. | Simmons. |
| Hogg. | Snelgrove. |
| Holder. | Speck. |
| Hornaday. | Stephens. |
| Hubbard. | Storey. |
| Jenkins. | Tarwater. |
| Johnson | Terrell. |
| of Dallam. | Tillotson. |
| Johnson | Van Zandt. |
| of Dimmit. | Walters. |
| Johnson of Smith. | Warwick. |
| Johnson of Scurry. | Webb. |
| Justiss. | West. |
| Keeton. | Wiggs. |
| Keller. | Williams |
| Kemble. | of Travis. |
| Kennedy. | Woodruff. |
| Kincaid. | Young. |

Present—Not Voting.

| | |
|-------------------|----------|
| Cox of Limestone. | Petsch. |
| McDonald. | Wallace. |

Absent.

| | |
|-------------|----------------|
| Ackerman. | Graves |
| Allred. | of Williamson. |
| Anderson. | Harman. |
| Avis. | Hefley. |
| Baldwin. | Hopkins. |
| Duvall. | Jones. |
| Eickenroht. | King. |

| | |
|------------------|--------------|
| Lemens. | Pool. |
| Long of Houston. | Prendergast. |
| Long of Wichita. | Reid. |
| Marks. | Sanders. |
| Martin. | Sinks. |
| Montgomery. | Turner. |
| Murphy. | Waddell. |
| O'Neill. | Westbrook. |
| Patterson. | |

Absent—Excused.

| | |
|------------------|------------|
| Albritton. | Riley. |
| Fuchs. | Stevenson. |
| Graves of Erath. | Thompson. |
| Kayton. | Veatch. |
| Kenyon. | Williams |
| Kinnear. | of Sabine. |
| McKean. | Williams |
| Mosely. | of Hardin. |
| Olsen. | |

The Speaker then laid House bill No. 79 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—101.

| | |
|----------------|--------------------|
| Mr. Speaker. | Hubbard. |
| Acker. | Jenkins. |
| Adkins. | Johnson |
| Allred. | of Dallam. |
| Baker. | Johnson |
| Barnett. | of Dimmit. |
| Bateman. | Johnson of Smith. |
| Beck. | Johnson of Scurry. |
| Bond. | Justiss. |
| Bounds. | Keeton. |
| Bradley. | Keller. |
| Brice. | Kemble. |
| Brooks. | Kennedy. |
| Chastain. | Kincaid. |
| Coltrin. | King. |
| Conway. | Land. |
| Cox of Lamar. | Loy. |
| Davis. | Magee. |
| DeWolfe. | Mankin. |
| Enderby. | Marks. |
| Eickenroht. | Mauritz. |
| Farrar. | Maynard. |
| Finn. | McCombs. |
| Finlay. | McGill. |
| Forbes. | Mehl. |
| Gilbert. | Metcalfe. |
| Giles. | Minor. |
| Graves | Moore. |
| of Williamson. | Morse. |
| Hardy. | Mullally. |
| Harding. | Negley. |
| Harper. | Nicholson. |
| Harrison. | Palmer. |
| Heaton. | Pavlica. |
| Hines. | Pope of Jones. |
| Hogg. | Pope of Nueces. |
| Holder. | Purl. |
| Hornaday. | Quinn. |

| | |
|-------------|------------|
| Ray. | Tarwater. |
| Reader. | Terrell. |
| Renfro. | Tillotson. |
| Richardson. | Van Zandt. |
| Rogers. | Wallace. |
| Rountree. | Walters. |
| Savage. | Warwick. |
| Shaver. | Webb. |
| Shelton. | West. |
| Sherrill. | Wiggs. |
| Simmons. | Williams |
| Snelgrove. | of Travis. |
| Speck. | Woodruff. |
| Stephens. | Young. |
| Storey. | |

Present—Not Voting.

| | |
|-------------------|---------|
| Cox of Limestone. | Petsch. |
| McDonald. | |

Absent.

| | |
|------------------|------------------|
| Ackerman. | Long of Wichita. |
| Anderson. | Martin. |
| Avis. | Montgomery. |
| Baldwin. | Murphy. |
| Carpenter. | O'Neill. |
| Dunlap. | Patterson. |
| Duvall. | Pool. |
| Gates. | Prendergast. |
| Harman. | Reid. |
| Hefley. | Sanders. |
| Hopkins. | Sinks. |
| Jones. | Turner. |
| Lee. | Waddell. |
| Lemens. | Westbrook. |
| Long of Houston. | |

Absent—Excused.

| | |
|------------------|------------|
| Albritton | Riley. |
| Fuchs. | Stevenson. |
| Graves of Erath. | Thompson. |
| Kayton. | Veatch. |
| Kenyon. | Williams |
| Kinnear. | of Sabine. |
| McKean. | Williams |
| Mosely. | of Hardin. |
| Olsen. | |

MOTION TO TAKE UP HOUSE BILL NO. 5.

Mr. Bradley moved that the regular order of business be suspended to take up for consideration at this time, House bill No. 5, relating to drivers' and chauffeurs' license.

The motion was lost.

(Mr. Graves of Williamson in the chair.)

HOUSE BILL NO. 66 ON SECOND READING.

On motion of Mr. Nicholson, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 66, A bill to be entitled "An Act to provide for the sale by the State to H. L. McKee, his heirs and assigns, a certain tract or area of land situated in Jefferson county, Texas, same being submerged lands constituting a part of the bed of Sabine Lake, retaining to the State all minerals therein, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

(Speaker in the chair.)

Mr. Sanders offered the following amendment to the bill:

Amend House bill No. 66, page 1, printed bill, line 15, by striking out the following, "To H. L. McKee."

Signed—Wallace, Sanders.

(Mr. Tarwater in the chair.)

On motion of Mr. Pope of Nueces, the amendment was tabled.

Mr. Pope of Nueces offered the following amendment to the bill:

Amend House bill No. 66 adding between Sections 4 and 5 a new section to be numbered Section 4a.

"Section 4a. It is expressly understood that the authorization of said patent is to enable the financing of a non-toll road connection between Texas and Louisiana easterly of the city of Port Arthur and if said patentee, his heirs and assigns shall fail to make said road connection within ten years from the date of such patent said patent shall become null and void."

Mr. Kennedy offered the following amendment to the amendment:

Amend the Pope amendment to House bill No. 69 by striking out "ten years" and substituting "six years."

The amendment to the amendment was adopted.

The amendment as amended was then adopted.

Mr. DeWolfe moved the previous question on the engrossment of the bill, and the main question was ordered.

(Speaker in the chair.)

House bill No. 66 was then passed to engrossment.

HOUSE BILL NO. 66 ON THIRD READING.

Mr. Nicholson moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 66 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—83.

| | |
|--------------------|-----------------|
| Mr. Speaker. | Mankin. |
| Acker. | Marks. |
| Adkins. | McCombs. |
| Allred. | McDonald. |
| Baker. | McGill. |
| Bateman. | Mehl. |
| Beck. | Metcalfe. |
| Bounds. | Minor. |
| Bradley. | Moore. |
| Brooks. | Morse. |
| Carpenter. | Mullally. |
| Chastain. | Nicholson. |
| Conway. | Palmer. |
| Cox of Limestone. | Pavlica. |
| Davis. | Pool. |
| Dunlap. | Pope of Jones. |
| Enderby. | Pope of Nueces. |
| Finn. | Quinn. |
| Finlay. | Ray. |
| Forbes. | Reader. |
| Gilbert. | Renfro. |
| Hardy. | Richardson. |
| Harding. | Rogers. |
| Harman. | Rountree. |
| Harrison. | Savage. |
| Hines. | Shaver. |
| Holder. | Shelton. |
| Hornaday. | Sherrill. |
| Johnson | Snelgrove. |
| of Dallam. | Speck. |
| Johnson | Stephens. |
| of Dimmit. | Storey. |
| Johnson of Smith. | Tarwater. |
| Johnson of Scurry. | Terrell. |
| Justiss. | Tillotson. |
| Keller. | Van Zandt. |
| Kemble. | Walters. |
| Kincaid. | Warwick. |
| King. | Webb. |
| Land. | West. |
| Lee. | Wiggs. |
| Loy. | Williams |
| Magee. | of Travis. |

Nays—22.

| | |
|----------------|-----------|
| Ackerman. | Hubbard. |
| Barnett. | Jenkins. |
| Bond. | Keeton. |
| Brice. | Kennedy. |
| Coltrin. | Negley. |
| Cox of Lamar. | Petsch. |
| DeWolfe. | Sanders. |
| Giles. | Simmons. |
| Graves | Wallace. |
| of Williamson. | Woodruff. |
| Harper. | Young. |
| Heaton. | |

Present—Not Voting.

Purl.

Absent.

Anderson.
Avis.

Baldwin.
Duvall.

Eickenroht.
Farrar.
Gates.
Hefley.
Hogg.
Hopkins.
Jones.
Lemens.
Long of Houston.
Long of Wichita.
Martin.
Mauritz.

Maynard.
Montgomery.
Murphy.
O'Neill.
Patterson.
Prendergast.
Reid.
Sinks.
Turner.
Waddell.
Westbrook.

Absent—Excused.

Albritton.
Fuchs.
Graves of Erath.
Kayton.
Kenyon.
Kinnear.
McKean.
Mosely.
Olsen.

Riley.
Stevenson.
Thompson.
Veatch.
Williams
of Sabine.
Williams
of Hardin.

The Speaker then laid House bill No. 66 before the House on its third reading and final passage.

The bill was read third time.

Mr. Purl offered the following amendment to the bill:

Amend Pope amendment: "Said bridge shall be constructed on plans approved by State Highway Department of Texas."

Mr. Kemble moved the previous question on the pending amendment and the bill, and the main question was ordered.

Question first recurring on the amendment, it was lost.

House bill No. 66 was then passed by the following vote:

Yeas—81.

Mr. Speaker.
Adkins.
Bateman.
Beck.
Bounds.
Bradley.
Brice.
Carpenter.
Chastain.
Conway.
Davis.
Dunlap.
Enderby.
Finn.
Finlay.
Forbes.
Gilbert.
Hardy.
Harman.
Harrison.
Hines.
Hogg.
Holder.

Hornaday.
Jenkins.
Johnson
of Dallam.
Johnson
of Dimmit.
Johnson of Smith.
Johnson of Scurry.
Justiss.
Keller.
Kemble.
Kincaid.
King.
Land.
Lee.
Long of Wichita.
Loy.
Mankin.
Marks.
Mauritz.
McCombs.
McDonald.
McGill.

Mehl.
Metcalf.
Minor.
Moore.
Morse.
Mullally.
Nicholson.
Palmer.
Pavlica.
Petsch.
Pool.
Pope of Jones.
Pope of Nueces.
Quinn.
Ray.
Reader.
Richardson.
Rogers.
Rountree.

Savage.
Shaver.
Shelton.
Sherrill.
Snelgrove.
Speck.
Stephens.
Storey.
Tarwater.
Terrell.
Tillotson.
Van Zandt.
Walters.
Warwick.
Webb.
West.
Wiggs.
Williams
of Travis.

Nays—22.

Ackerman.
Allred.
Baker.
Barnett.
Bond.
Brooks.
Coltrin.
Cox of Lamar.
DeWolfe.
Graves
of Williamson.
Harper.

Heaton.
Hubbard.
Kennedy.
Magee.
Negley.
Purl.
Sanders.
Simmons.
Wallace.
Woodruff.
Young.

Present—Not Voting.

Cox of Limestone. Giles.
Farrar.

Absent.

Acker.
Anderson.
Avis.
Baldwin.
Duvall.
Eickenroht.
Gates.
Harding.
Hefley.
Hopkins.
Jones.
Keeton.
Lemens.
Long of Houston.

Martin.
Maynard.
Montgomery.
Murphy.
O'Neill.
Patterson.
Prendergast.
Reid.
Renfro.
Sinks.
Turner.
Waddell.
Westbrook.

Absent—Excused.

Albritton.
Fuchs.
Graves of Erath.
Kayton.
Kenyon.
Kinnear.
McKean.
Mosely.
Olsen.

Riley.
Stevenson.
Thompson.
Veatch.
Williams
of Sabine.
Williams
of Hardin.

Mr. Quinn moved to reconsider the

vote by which the bill was passed and to table the motion to reconsider.

The motion to table prevailed.

BILL RECOMMITTED.

On motion of Mr. Holder, House bill No. 77 was recommitted to the Committee on Conservation and Reclamation.

CONFERENCE COMMITTEE APPOINTED ON HOUSE BILL No. 10.

The Speaker announced the appointment of the following conference committee on House bill No. 10:

Messrs. Graves of Williamson, McCombs, Young, Wallace and Johnson of Dimmit.

MESSAGE FROM THE SENATE.

Senate Chamber,

Austin, Texas, March 10, 1930.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 28, A bill to be entitled "An Act requiring all public school property to be insured against loss by fire or tornado, hail and windstorm, and providing the necessary means, funds, and regulations to that end, and declaring an emergency."

S. C. R. No. 7, Congratulating people of Waco and vicinity upon completion of the dam in the Bosque river.

H. B. No. 29, A bill to be entitled "An Act authorizing the sale of certain lands owned by the State of Texas located near El Paso and known as the abandoned site of the State School of Mines and Metallurgy; providing regulations in reference thereto, and declaring an emergency."

H. B. No. 57, A bill to be entitled "An Act to amend Article 2781, Revised Statutes, 1925, relating to term of contract of superintendents, principals, teachers, or other executive officers in independent school districts; repealing all laws in conflict herewith, and declaring an emergency."

S. B. No. 19, A bill to be entitled "An Act to authorize the county board of trustees of any county in this State to incorporate a common school district into an independent school district for school purposes only upon petition of a majority of the legally qualified property taxpaying voters residing in the territory affected; providing for the ap-

pointment and election of trustees for such incorporated districts; validating all school districts, including independent school districts heretofore incorporated under the provisions of Section 5, Chapter 84, General Laws, First Called Session, Fortieth Legislature, 1927, and all other school districts; also the acts of the county boards of trustees and the acts of the boards of trustees in such school districts, and all bonds issued by such districts, and declaring an emergency."

S. B. No. 21, A bill to be entitled "An Act amending Title 88 of the Revised Civil Statutes of Texas of 1925, by adding thereto an article to be known as Article 5432a, defining libel as applied to statements made over and through a radio broadcasting station; providing a penalty; defining radio broadcasting station, and declaring an emergency."

S. B. No. 24, A bill to be entitled "An Act to authorize the Commissioner of the General Land Office to accept and award all applications for the repurchase of public school land located in Jeff Davis county, Texas, forfeited and reappraised under Chapter 94, an act approved March 19, 1925, and as amended by Chapter 25, an act approved October 27, 1926, for which applications or the first payment therefor were filed in the Land Office after the expiration of the time allowed by law for the filing thereof, but for which applications and the first payment were so filed; such acceptance and award to be subject to existing rights of any third party who may have filed oil and gas applications thereon."

S. B. No. 27, A bill to be entitled "An Act amending Article 6205, Revised Civil Statutes of 1925 as amended by Chapter 153 of the General and Special Laws of the Forty-first Legislature at its Regular Session, amending Article 6221, Revised Civil Statutes of 1925 as amended by Chapter 5 of the General Laws, Second Called Session of the Forty-first Legislature, and amending Article 6215, Revised Civil Statutes of 1925, as amended by Chapter 307, General and Special Laws of the Regular Session, Forty-first Legislature; amending Article 6204 as amended and amending Articles 6208 and 6226, Revised Statutes, 1925; repealing Article 6214 as amended and Article 6216, Revised Statutes, 1925; providing more adequately for pensions provided for in said articles and to provide for a more equitable distribution of the pension fund; providing for temporary advance-

ments out of the general revenue fund to the pension fund; making an appropriation for such advancement out the general revenue fund, and declaring an emergency."

S. B. No. 29, A bill to be entitled "An Act amending Article 6711 of the Revised Civil Statutes of 1925, so as to better provide for neighborhood roads, and declaring an emergency."

S. B. No. 30, A bill to be entitled "An Act providing for the appointment or election and term of office of school trustees in all independent districts having fewer than 75,000 population by the Federal census of 1920 and for all consolidated and rural high school districts; adjusting the term of office of trustees now in office; providing for filling of all vacancies; providing for the date of first election under this act; repealing all laws both general and special in conflict herewith, and declaring an emergency."

S. B. No. 32, A bill to be entitled "An Act providing for workmen's compensation for employes of the State Highway Department, and declaring an emergency."

S. B. No. 38, A bill to be entitled "An Act amending Article 2791, Title 49, Revised Civil Statutes of Texas, 1925, providing for tax assessors and collectors of independent school districts, fixing their powers and bond; prescribing the duties thereof, and fixing the fees of said assessors and collectors so that the bond required of such tax assessors and collectors of independent school districts shall be in a sum equivalent to forty per cent of the whole amount of the school district taxes for the district as shown by the last preceding assessment, provided said bond shall in no event exceed fifty thousand dollars, and declaring an emergency."

S. B. No. 39, A bill to be entitled "An Act providing for procuring and filing in the General Land Office certain papers, maps, sketches and reports relating to the survey of lands by virtue of certificates issued by the State to the Texas & Pacific Railway Company and its predecessors in title, now in the custody of said railway company, the same to become archives of the General Land Office; providing for the authentication of said papers, maps, sketches and reports and making same admissible in evidence as other archives of said office; enacting other regulations and provisions in connection with said subject matter, and declaring an emergency."

S. B. No. 65, A bill to be entitled "An Act to amend Sections 2a and 2b of Chapter 28 of the Local and Special

Laws enacted by the Twenty-third Legislature at its Regular Session in 1913, same being special road law for Childress county, which Sections 2a and 2b were added by Chapter 279 of the General and Special Laws of the Forty-first Legislature at its Regular Session in 1929; authorizing the commissioners court of Childress county to issue bonds of said county for the purpose of funding or refunding indebtedness incurred for road and bridge purposes and to levy a tax in payment therefor; providing limitations upon the issuance of warrants for road and bridge purposes and exceptions therefrom; repealing House bill No. 68, passed at the Fourth Called Session of the Forty-first Legislature, and declaring an emergency."

S. B. No. 60, A bill to be entitled "An Act to authorize the Commissioner of the General Land Office to accept and award all applications for the repurchase of public school land located in El Paso county, Texas, forfeited and reappraised under Chapter 94, an act approved March 19, 1925, and as amended by Chapter 25, an act approved October 27, 1926, for which applications or the first payment therefor were filed in the Land Office after the expiration of the time allowed by law for filing thereof, but for which applications and the first payment were so filed; such acceptance and award to be subject to existing rights of any third party who may have filed oil and gas applications thereon."

S. C. R. No. 8, Expressing sympathy to family of Hon. William Howard Taft.

The Senate has concurred in House amendments to Senate concurrent resolution No. 6 by a viva voce vote.

Has passed

H. C. R. No. 9, Expressing thanks and appreciation for services rendered the State by the committee serving in capacity of locating bodies of Texas heroes and placing them in the State Cemetery.

Respectfully,

MORRIS C. HANKINS,

Assistant Secretary of the Senate.

MESSAGE FROM THE SENATE.

Senate Chamber,

Austin, Texas, March 10, 1930.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has granted the request of the House for a free conference on House bill No. 10, and the following are appointed on part of the Senate:

Senators Witt, Beck, Williamson,
Wirtz, and Patton.

Respectfully,
MORRIS C. HANKINS,
Assistant Secretary of the Senate.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 10, 1930.
Hon. W. S. Barron, Speaker of the
House of Representatives.

Sir: I am directed by the Senate to
inform the House that the Senate has
passed

S. B. No. 53, A bill to be entitled
"An Act amending Article 916 of the
Penal Code of the State of Texas of
1925 relating to wild turkeys so as to
further extend the period of time dur-
ing which it is unlawful to take, kill,
wound, shoot at, hunt for, or possess,
dead or alive, wild turkeys in certain
counties, and declaring an emergency."

Respectfully,
MORRIS C. HANKINS,
Assistant Secretary of the Senate.

SENATE BILLS ON FIRST READING.

The following Senate bills, received
from the Senate today, were laid before
the House, read severally first time, and
referred to the appropriate committees,
as follows:

Senate bill No. 19, to the Committee
on Education.

Senate bill No. 21, to the Committee
on State Affairs.

Senate bill No. 24, to the Committee
on Public Lands and Buildings.

Senate bill No. 27, to the Committee
on State Affairs.

Senate bill No. 28, to the Committee
on Insurance.

Senate bill No. 29, to the Committee
on Highways and Motor Traffic.

Senate bill No. 30, to the Committee
on Education.

Senate bill No. 32, to the Committee
on Insurance.

Senate bill No. 38, to the Committee
on State Affairs.

Senate bill No. 39, to the Committee
on Public Lands and Buildings.

Senate bill No. 53, to the Committee
on Game and Fisheries.

Senate bill No. 60, to the Committee
on Public Lands and Buildings.

Senate bill No. 65, to the Committee
on Highways and Motor Traffic.

RECESS.

On motion of Mr. Johnson of Dimmit,
the House, at 12:10 o'clock p. m., took
recess to 2 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2 o'clock p. m., and
was called to order by the Speaker.

BILLS ORDERED PRINTED IN MIMEOGRAPH FORM.

On motion of Mr. Young, House bill
No. 129 was ordered printed in mimeo-
graph form and not otherwise printed.

On motion of Mr. Quinn, House bill
No. 118 was ordered printed in mimeo-
graph form and not otherwise printed.

BILLS ORDERED NOT PRINTED.

(By Unanimous Consent.)

On motion of Mr. Kemble, Senate bill
No. 21 was ordered not printed.

On motion of Mr. Johnson of Dimmit,
Senate bill No. 32 was ordered not
printed.

On motion of Mr. McGill, Senate bill
No. 39 was ordered not printed.

HOUSE BILL NO. 76 ON SECOND READING.

(By Unanimous Consent.)

On motion of Mr. Stephens, the regu-
lar order of business was suspended to
take up and have placed on its second
reading and passage to engrossment,

H. B. No. 76, A bill to be entitled
"An Act to provide for certificates to be
issued by the collector of taxes of the
State, or of any political subdivision in
the State, showing payment of taxes, and
that same shall be conclusive evidence
of such payment as against the tax col-
lector and his bondsmen, and providing
a fee for each certificate."

The Speaker laid the bill before the
House, and it was read second time.

Mr. Pope of Nueces offered the fol-
lowing amendment to the bill:

Amend House bill No. 76, Section 1,
page 1, line 17, by adding the following
after the word "shows": "that from the
tax records such," and by striking out
the words "to" and "fully" in line 18.

The amendment was adopted.

Mr. Purl offered the following
amendment to the bill:

Amend House bill No. 76 by striking
out of Section 2 the following: "which
may be retained by him in addition to
all other fees of office or salary allowed
by law."

Signed—Purl, Brice.

Mr. Savage offered the following sub-
stitute for the amendment:

Substitute amendment to House bill No. 76, by striking out all of Section 2 after the word "which" in line 27, and add "shall be accounted for as fees of office."

Mr. Kemble moved to table the substitute amendment, and the motion to table was lost.

Question then recurring on the substitute amendment by Mr. Savage, it was lost.

Mr. Kemble offered the following substitute for the amendment by Mr. Purl:

Amend House bill No. 76, page 1, by striking out all after the word "cents" in line 27, and all of line 28, and insert the following: "all such fees so retained shall be paid over to the political subdivision at the end of the term of office of said collector, save and except for amounts paid out under liabilities incurred in Section 1."

On motion of Mr. Wiggs, the substitute amendment was tabled.

Question then recurring on the amendment by Mr. Purl, it was adopted.

Mr. Johnson of Dimmit offered the following amendment to the bill:

Amend House bill No. 76, Section 2, line 27, by adding after the word "cents" the following words: "for each section survey or block of land or part thereof."

The amendment was lost.

House bill No. 76 was then passed to engrossment.

HOUSE BILL NO. 76 ON THIRD READING.

Mr. Morse moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 76 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—95.

| | |
|-------------------|----------------|
| Mr. Speaker. | Davis. |
| Acker. | DeWolfe. |
| Ackerman. | Dunlap. |
| Baker. | Enderby. |
| Barnett. | Finn. |
| Bateman. | Finlay. |
| Beck. | Forbes. |
| Bounds. | Gates. |
| Bradley. | Gilbert. |
| Brice. | Giles. |
| Brooks. | Graves |
| Carpenter. | of Williamson. |
| Chastain. | Hardy. |
| Coltrin. | Harding. |
| Conway. | Harper. |
| Cox of Limestone. | Harrison. |

| | |
|-------------------|-------------|
| Heaton. | Palmer. |
| Hines. | Pavlica. |
| Hogg. | Petsch. |
| Holder. | Pool. |
| Hornaday. | Purl. |
| Hubbard. | Quinn. |
| Jenkins. | Reader. |
| Johnson | Renfro. |
| of Dallam. | Richardson. |
| Johnson | Rogers. |
| of Dimmit. | Savage. |
| Johnson of Smith. | Shaver. |
| Justiss. | Shelton. |
| Keeton. | Sherrill. |
| Keller. | Simmons. |
| Kemble. | Sinks. |
| Kennedy. | Snelgrove. |
| Kincaid. | Speck. |
| King. | Stephens. |
| Land. | Storey. |
| Long of Wichita. | Tarwater. |
| Loy. | Van Zandt. |
| Magee. | Veatch. |
| Marks. | Wallace. |
| Maynard. | Walters. |
| McCombs. | Warwick. |
| McDonald. | Webb. |
| McGill. | West. |
| Mehl. | Wiggs. |
| Minor. | Williams |
| Moore. | of Travis. |
| Morse. | Woodruff. |
| Negley. | Young. |
| Nicholson. | |

Nays—3.

| | |
|---------|--------------------|
| Bond. | Johnson of Scurry. |
| Harman. | |

Present—Not Voting.

| | |
|---------|------------|
| Farrar. | Tillotson. |
|---------|------------|

Absent.

| | |
|------------------|-----------------|
| Adkins. | Metcalfe. |
| Albritton. | Montgomery. |
| Allred. | Mullally. |
| Anderson. | Murphy. |
| Avis. | O'Neill. |
| Baldwin. | Patterson. |
| Cox of Lamar. | Pope of Jones. |
| Duvall. | Pope of Nueces. |
| Eickenroht. | Prendergast. |
| Hefley. | Ray. |
| Hopkins. | Reid. |
| Jones. | Rountree. |
| Lee. | Sanders. |
| Lemens. | Terrell. |
| Long of Houston. | Turner. |
| Mankin. | Waddell. |
| Martin. | Westbrook. |
| Mauritz. | |

Absent—Excused.

| | |
|------------------|---------|
| Fuchs. | Kayton. |
| Graves of Erath. | Kenyon. |

Kinnear.
McKean.
Mosely.
Olsen.
Riley.
Stevenson.

Thompson.
Williams
of Sabine.
Williams
of Hardin.

West.
Wiggs.
Williams
of Travis.

Woodruff.
Young.

Nays—4.

The Speaker then laid House bill No. 76 before the House on its third reading and final passage.

The bill was read third time.

By unanimous consent of the House, the caption was ordered amended to conform to all changes made in the body of the bill.

House bill No. 76 was then passed by the following vote:

Yeas—97.

| | |
|-------------------|------------------|
| Mr. Speaker. | Kincaid. |
| Acker. | Land. |
| Ackerman. | Lee. |
| Baker. | Long of Wichita. |
| Barnett. | Loy. |
| Bateman. | Magee. |
| Beck. | Marks. |
| Bounds. | Mauritz. |
| Bradley. | Maynard. |
| Brice. | McCombs. |
| Brooks. | McDonald. |
| Carpenter. | McGill. |
| Chastain. | Mehl. |
| Coltrin. | Metcalf. |
| Conway. | Minor. |
| Cox of Lamar. | Moore. |
| Cox of Limestone. | Morse. |
| Davis. | Negley. |
| Dunlap. | Nicholson. |
| Enderby. | Palmer. |
| Finn. | Pavlica. |
| Finlay. | Petsch. |
| Forbes. | Pool. |
| Gilbert. | Pope of Nueces. |
| Giles. | Purl. |
| Graves | Quinn. |
| of Williamson. | Reader. |
| Hardy. | Richardson. |
| Harding. | Rogers. |
| Harman. | Rountree. |
| Harper. | Savage. |
| Harrison. | Shaver. |
| Heaton. | Shelton. |
| Hines. | Sherrill. |
| Hogg. | Simmons. |
| Holder. | Sinks. |
| Hornaday. | Snelgrove. |
| Hubbard. | Speck. |
| Jenkins. | Stephens. |
| Johnson | Storey. |
| of Dallam. | Tarwater. |
| Johnson of Smith. | Van Zandt. |
| Justiss. | Veatch. |
| Keeton. | Wallace. |
| Keller. | Walters. |
| Kemble. | Warwick. |
| Kennedy. | Webb. |

Bond.
Johnson
of Dimmit.

Johnson of Scurry.
Renfro.

Present—Not Voting.

Farrar.

Absent.

Adkins.
Albritton.
Allred.
Anderson.
Avis.
Baldwin.
DeWelfe.
Duvall.
Eickenroht.
Gates.
Hefley.
Hopkins.
Jones.
King.
Lemens.
Long of Houston.
Mankin.

Martin.
Montgomery.
Mullally.
Murphy.
O'Neill.
Patterson.
Pope of Jones.
Prendergast.
Ray.
Reid.
Sanders.
Terrell.
Tillotson.
Turner.
Waddell.
Westbrook.

Absent—Excused.

Fuchs.
Graves of Erath.
Kayton.
Kenyon.
Kinnear.
McKean.
Mosely.
Olsen.

Riley.
Stevenson.
Thompson.
Williams
of Sabine.
Williams
of Hardin.

RESOLUTION SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and its caption had been read, the following enrolled resolution:

S. C. R. No. 6, Providing for a joint session of the House and Senate to present State song prize to the winners of same.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 10, 1930.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. R. No. 17, Inviting the House of Representatives to attend the memorial services to be held Thursday, March 13,

1930, at 4 o'clock, in memory of Robert McAlpine Williamson.

S. B. No. 43, A bill to be entitled "An Act providing for how lands forming part of an irrigation district, water improvement district, water control and improvement district, or of any conservation or reclamation district, either or both, or of any drainage or levee district, which now are or which may subsequently be incorporated, made part of and annexed to an incorporated city, may be taken out and excluded from any such district or districts, so as to thereafter relieve said lands from any other taxes, charges or assessments in such district or districts, except their proportionate part of the bonded indebtedness existing against said district or districts at the time they are incorporated and made part of said incorporated city, and declaring an emergency."

Respectfully,
MORRIS C. HANKINS,
Assistant Secretary of the Senate.

HOUSE BILL NO. 91 ON SECOND READING.

On motion of Mrs. Moore (by unanimous consent) the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 91, A bill to be entitled "And Act to amend Chapter 119, Section 1e, Acts of the Regular Session of the Forty-first Legislature, providing a size limit on speckled sea trout, redfish, drum, flounder and sheephead."

The Speaker laid the bill before the House, and it was read second time.

Mrs. Moore offered the following amendment to the bill:

Amend House bill No. 91 by adding the emergency clause to the caption of the bill.

The amendment was adopted.

House bill No. 91 was then passed to engrossment.

HOUSE BILL NO. 91 ON THIRD READING.

Mrs. Moore moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 91 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—102.

Mr. Speaker. Ackerman.
Acker. Baker.

| | |
|--------------------|-----------------|
| Barnett. | Loy. |
| Bateman. | Magee. |
| Beck. | Marks. |
| Bond. | Mauritz. |
| Bounds. | Maynard. |
| Bradley. | McCombs. |
| Brice. | McGill. |
| Brooks. | Mehl. |
| Carpenter. | Metcalfe. |
| Chastain. | Minor. |
| Coltrin. | Moore. |
| Conway. | Morse. |
| Cox of Lamar. | Mullally. |
| Cox of Limestone. | Negley. |
| Davis. | Nicholson. |
| Dunlap. | Palmer. |
| Enderby. | Pavlica. |
| Farrar. | Petsch. |
| Finn. | Pool. |
| Finlay. | Pope of Nueces. |
| Forbes. | Purl. |
| Gilbert. | Quinn. |
| Giles. | Reader. |
| Graves | Renfro. |
| of Williamson. | Richardson. |
| Hardy. | Rogers. |
| Harman. | Rountree. |
| Harper. | Sanders. |
| Harrison. | Savage. |
| Heaton. | Shaver. |
| Hines. | Shelton. |
| Hogg. | Sherrill. |
| Holder. | Simmons. |
| Hornaday. | Sinks. |
| Hubbard. | Snelgrove. |
| Jenkins. | Speck. |
| Johnson | Stephens. |
| of Dallam. | Storey. |
| Johnson | Tarwater. |
| of Dimmit. | Terrell. |
| Johnson of Smith. | Van Zandt. |
| Johnson of Scurry. | Veatch. |
| Justiss. | Wallace. |
| Keeton. | Walters. |
| Keller. | Webb. |
| Kennedy. | West. |
| Kincaid. | Wiggs. |
| King. | Williams |
| Land. | of Travis. |
| Lee. | Woodruff. |
| Long of Wichita. | Young. |

Absent.

| | |
|-------------|------------------|
| Adkins. | Jones. |
| Albritton. | Kemble. |
| Allred. | Lemens. |
| Anderson. | Long of Houston. |
| Avis. | Mankin. |
| Baldwin. | Martin. |
| DeWolfe. | McDonald. |
| Duvall. | Montgomery. |
| Eickenroht. | Murphy. |
| Gates. | O'Neill. |
| Harding. | Patterson. |
| Hefley. | Pope of Jones. |
| Hopkins. | Prendergast. |

Ray.
Reid.
Tillotson.
Turner.

Waddell.
Warwick.
Westbrook.

Absent—Excused.

Fuchs.
Graves of Erath.
Kayton.
Kenyon.
Kinnear.
McKean.
Mosely.
Olsen.

Riley.
Stevenson.
Thompson.
Williams
of Sabine.
Williams
of Hardin.

The Speaker then laid House bill No. 91 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—102.

Mr. Speaker.
Acker.
Ackerman.
Baker.
Barnett.
Bateman.
Beck.
Bond.
Bounds.
Bradley.
Brice.
Brooks.
Carpenter.
Chastain.
Coltrin.
Conway.
Cox of Lamar.
Cox of Limestone.
Davis.
Dunlap.
Enderby.
Farrar.
Finn.
Finlay.
Forbes.
Gilbert.
Giles.
Graves
of Williamson.
Hardy.
Harman.
Harper.
Harrison.
Heaton.
Hines.
Hogg.
Holder.
Hornaday.
Hubbard.
Jenkins.
Johnson
of Dallam.
Johnson
of Dimmit.

Johnson of Smith.
Johnson of Scurry.
Justiss.
Keeton.
Keller.
Kemble.
Kennedy.
Kincaid.
King.
Land.
Lee.
Long of Wichita.
Loy.
Magee.
Marks.
Mauritz.
Maynard.
McCombs.
McGill.
Mehl.
Metcalf.
Minor.
Moore.
Morse.
Mullally.
Negley.
Nicholson.
Palmer.
Pavlica.
Petsch.
Pool.
Pope of Jones.
Pope of Nueces.
Purl.
Quinn.
Ray.
Reader.
Renfro.
Richardson.
Rogers.
Rountree.
Sanders.
Savage.
Shaver.

Shelton.
Sherrill.
Simmons.
Sinks.
Snelgrove.
Speck.
Stephens.
Storey.
Tarwater.
Van Zandt.

Veatch.
Walters.
Webb.
West.
Wiggs.
Williams
of Travis.
Woodruff.
Young.

Absent.

Adkins.
Albritton.
Allred.
Anderson.
Avis.
Baldwin.
DeWolfe.
Duvall.
Eickenroht.
Gates.
Harding.
Hefley.
Hopkins.
Jones.
Lemens.
Long of Houston.

Mankin.
Martin.
McDonald.
Montgomery.
Murphy.
O'Neill.
Patterson.
Prendergast.
Reid.
Terrell.
Tillotson.
Turner.
Waddell.
Wallace.
Warwick.
Westbrook.

Absent—Excused.

Fuchs.
Graves of Erath.
Kayton.
Kenyon.
Kinnear.
McKean.
Mosely.
Olsen.

Riley.
Stevenson.
Thompson.
Williams
of Sabine.
Williams
of Hardin.

HOUSE BILL NO. 66 ON THIRD READING.

Mr. Nicholson moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 66 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—86.

Mr. Speaker.
Baker.
Beck.
Bounds.
Bradley.
Brooks.
Carpenter.
Chastain.
Coltrin.
Conway.
Cox of Limestone.
Davis.
Dunlap.
Enderby.
Farrar.

Finn.
Finlay.
Forbes.
Gilbert.
Giles.
Hardy.
Harding.
Harman.
Harper.
Harrison.
Heaton.
Hines.
Hogg.
Holder.
Hornaday.

| | |
|--------------------|-----------------|
| Jenkins. | Pool. |
| Johnson | Pope of Jones. |
| of Dallam. | Pope of Nueces. |
| Johnson | Purl. |
| of Dimmit. | Quinn. |
| Johnson of Smith. | Ray. |
| Johnson of Scurry. | Reader. |
| Justiss. | Richardson. |
| Keller. | Rountree. |
| Kemble. | Savage. |
| Kincaid. | Shaver. |
| King. | Sherrill. |
| Land. | Simmons. |
| Lee. | Sinks. |
| Magee. | Snelgrove. |
| Marks. | Speck. |
| Maynard. | Stephens. |
| McCombs. | Storey. |
| McDonald. | Tarwater. |
| McGill. | Van Zandt. |
| Mehl. | Veatch. |
| Metcalfe. | Walters. |
| Minor. | Warwick. |
| Moore. | Webb. |
| Morse. | West. |
| Mullally. | Wiggs. |
| Nicholson. | Williams |
| Palmer. | of Travis. |
| Pavlica. | Woodruff. |
| Petsch. | |

Nays—15.

| | |
|----------------|----------|
| Acker. | Keeton. |
| Ackerman. | Kennedy. |
| Barnett. | Loy. |
| Bond. | Mauritz. |
| Cox of Lamar. | Negley. |
| Graves | Sanders. |
| of Williamson. | Wallace. |
| Hubbard. | Young. |

Present—Not Voting.

| | |
|----------|--------|
| Bateman. | Brice. |
|----------|--------|

Absent.

| | |
|------------------|--------------|
| Adkins. | Mankin. |
| Albritton. | Martin. |
| Allred. | Montgomery. |
| Anderson. | Murphy. |
| Avis. | O'Neill. |
| Baldwin. | Patterson. |
| DeWolfe. | Prendergast. |
| Duvall. | Reid. |
| Eickenroht. | Renfro. |
| Gates. | Rogers. |
| Hefley. | Shelton. |
| Hopkins. | Terrell. |
| Jones. | Tillotson. |
| Lemens. | Turner. |
| Long of Houston. | Waddell. |
| Long of Wichita. | Westbrook. |

Absent—Excused.

| | |
|------------------|---------|
| Fuchs. | Kayton. |
| Graves of Erath. | Kenyon. |

| | |
|------------|------------|
| Kinnear. | Thompson. |
| McKean. | Williams |
| Mosely. | of Sabine. |
| Olsen. | Williams |
| Riley. | of Hardin. |
| Stevenson. | |

The Speaker then laid House bill No. 66 before the House on its third reading and final passage.

The bill was read third time, and was passed.

Mr. Morse moved to reconsider the vote by which the bill was passed, and to table the motion to reconsider.

The motion to table prevailed.

HOUSE BILL NO. 36 ON SECOND READING.

On motion of Mr. Giles, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 36, A bill to be entitled "An Act to amend Chapter 2 of Title 122 of the Revised Civil Statutes of Texas, 1925, and to fix and provide for the collection of an occupation tax from each individual, partnership, corporation or association conducting, operating, controlling, managing or owning, within this State, more than five general merchandise stores, drug stores, grocery stores, sporting goods stores or a combination of any such stores, or which operate under the same style or name, using the same trade name, copyrighted name or system, whether by ownership or on royalty, franchise or other contractual basis."

The Speaker laid the bill before the House, and it was read second time.

Mr. Purl moved that further consideration of the bill be postponed at this time and that the bill be set as a special order for 2 o'clock p. m. tomorrow.

The motion was lost.

Mr. Giles offered the following (committee) amendment to the bill:

Amend House bill No. 36 by striking out of Section 1 the following clauses wherever they respectively appear: "paint and glass stores," and also by striking out of lines 3 and 4, Section 1, the words: "general merchandise stores," and inserting at the end of line 10, Section 1, after the word "establishments" the following words: "or general merchandise stores," and insert at the end of line 13, Section 1, after the word "articles" the words: "above enumerated."

Mr. Tarwater offered the following substitute for the (committee) amendment:

Substitute amendment for committee amendment to House bill No. 36, as follows:

Amend the bill, page 1, Section 1, and page 2, Section 2, by striking out the following words, to-wit:

Page 1: In line 24, "general merchandise stores"; in line 28, "men's furnishing stores"; in line 29, "paint and glass stores."

Page 2: In line 2, "wholesale or some whole"; in line 3, "sale and some retail"; and insert the following words:

Page 1: In line 31 between the words "establishment" and "in" "or general merchandise stores"; in line 34 between the words "any" and "article" the word "such," and between the words "articles" and "are" the words "as above enumerated"; in line 35, at its beginning, the following: "sold in any such stores."

Page 2: In line 2, between the words "basis" and "retail," the word "as," and after the word "retail" the word "establishment."

Question recurring on the substitute amendment, it was adopted.

Question then recurring on the (committee) amendment as substituted, it was adopted.

Mr. Giles offered the following (committee) amendment to the bill:

Amend House bill No. 36 by striking out the words "two per cent (2%)" wherever it appears in the bill, and insert in lieu thereof "one half of one per cent (one-half of 1%).")

Mr. Giles offered the following substitute for the (committee) amendment:

Substitute for committee amendment No. 2. House bill No. 36: Amend House bill No. 36 by striking out the words "two per cent." line 17, page 2, and insert in lieu thereof "one per cent."

Signed—Giles, Rogers, Hornaday, Reader.

The substitute amendment was adopted.

Mr. Purl moved to reconsider the vote by which the substitute amendment was adopted, and the motion to reconsider was lost.

Question then recurring on the (committee) amendment as substituted, it was adopted.

Mr. Purl moved a call of the House for the purpose of maintaining a quorum pending consideration of House bill No. 36, and the call was duly ordered.

The Speaker then directed the Door-keeper to close the main entrance to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading

from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

The Sergeant-at-Arms was instructed to bring in all absent members within the city who are not ill.

Mr. Wiggs moved the previous question on the amendments heretofore filed and the bill, and the main question was ordered.

Mr. Purl offered the following amendment to the bill:

Amend House bill No. 36 by striking out the words "cab service" wherever they appear.

The amendment was lost.

Mr. Reader offered the following amendment to the bill:

Amend House bill No. 36 by adding the following words at the end of Section 1: "This act shall take effect and be in force from and after July 1, 1930."

Signed—Reader, Johnson of Dimmit, Hornaday.

Question recurring on the amendment, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—100.

| | |
|-------------------|--------------------|
| Mr. Speaker. | Hogg. |
| Ackerman. | Holder. |
| Adkins. | Hornaday. |
| Allred. | Hubbard. |
| Baker. | Jenkins. |
| Barnett. | Johnson of Smith. |
| Bateman. | Johnson of Scurry. |
| Beck. | Justiss. |
| Bradley. | Keeton. |
| Brice. | Keller. |
| Brooks. | Kemble. |
| Carpenter. | Kennedy. |
| Chastain. | Kincaid. |
| Coltrin. | King. |
| Cox of Lamar. | Land. |
| Cox of Limestone. | Lee. |
| Davis. | Lemens. |
| DeWolfe. | Long of Wichita. |
| Dunlap. | Loy. |
| Enderby. | Magee. |
| Farrar. | Marks. |
| Finn. | Martin. |
| Forbes. | Mauritz. |
| Gilbert. | Maynard. |
| Giles. | McCombs. |
| Graves | McDonald. |
| of Williamson. | McGill. |
| Graves of Erath. | Mehl. |
| Hardy. | Metcalfe. |
| Harman. | Minor. |
| Harper. | Moore. |
| Harrison. | Morse. |
| Heaton. | Mullally. |
| Hines. | Negley. |

| | |
|-----------------|------------|
| Nicholson. | Simmons. |
| Palmer. | Snelgrove. |
| Pavlica. | Speck. |
| Petsch. | Stephens. |
| Pool. | Storey. |
| Pope of Jones. | Tarwater. |
| Pope of Nueces. | Terrell. |
| Purl. | Tillotson. |
| Ray. | Waddell. |
| Reader. | Wallace. |
| Renfro. | Walters. |
| Rogers. | West. |
| Sanders. | Wiggs. |
| Savage. | Williams |
| Shaver. | of Travis. |
| Shelton. | Woodruff. |
| Sherrill. | Young. |

Nays—10.

| | |
|----------|-------------|
| Bond. | Hopkins. |
| Bounds. | Richardson. |
| Conway. | Van Zandt. |
| Finlay. | Warwick. |
| Harding. | Webb. |

Present—Not Voting.

| | |
|------------|--------|
| Johnson | Quinn. |
| of Dimmit. | |

Absent.

| | |
|------------------|--------------|
| Acker. | Mankin. |
| Anderson. | Montgomery. |
| Avis. | Murphy. |
| Baldwin. | O'Neill. |
| Duvall. | Patterson. |
| Eickenroht. | Prendergast. |
| Gates. | Reid. |
| Hefley. | Rountree. |
| Johnson | Sinks. |
| of Dallam. | Turner. |
| Jones. | Westbrook. |
| Long of Houston. | |

Absent—Excused.

| | |
|------------|------------|
| Albritton. | Riley. |
| Fuchs. | Stevenson. |
| Kayton. | Thompson. |
| Kenyon. | Veatch. |
| Kinnear. | Williams |
| McKean. | of Sabine. |
| Mosely. | Williams |
| Olsen. | of Hardin. |

Mr. Kemble offered the following amendment to the bill:

Amend House bill No. 36 by adding the following at the end of Section 1: "Provided, the provisions of this act shall not apply to branch houses used as distributing points of wholesale or manufacturing concerns."

Signed—Kemble, Morse.

The amendment was lost by the following vote:

Yeas—30.

| | |
|-------------------|----------------|
| Mr. Speaker. | Kincaid. |
| Beck. | King. |
| Bradley. | Marks. |
| Chastain. | Martin. |
| Cox of Limestone. | McCombs. |
| Dunlap. | Minor. |
| Finn. | Morse. |
| Harding. | Nicholson. |
| Harman. | Pavlica. |
| Harrison. | Pope of Jones. |
| Hogg. | Purl. |
| Hopkins. | Speck. |
| Justiss. | Storey. |
| Keller. | Webb. |
| Kemble. | Woodruff. |

Nays—71.

| | |
|--------------------|------------------|
| Ackerman. | Long of Wichita. |
| Adkins. | Magee. |
| Allred. | Mauritz. |
| Baker. | Maynard. |
| Barnett. | McDonald. |
| Bateman. | McGill. |
| Bond. | Mehl. |
| Bounds. | Metcalf. |
| Brice. | Moore. |
| Brooks. | Mullally. |
| Carpenter. | Negley. |
| Coltrin. | Palmer. |
| Conway. | Ray. |
| Cox of Lamar. | Reader. |
| Davis. | Renfro. |
| DeWolfe. | Richardson. |
| Farrar. | Rogers. |
| Finlay. | Sanders. |
| Forbes. | Savage. |
| Gilbert. | Shaver. |
| Giles. | Shelton. |
| Graves | Sherrill. |
| of Williamson. | Simmons. |
| Graves of Erath. | Sinks. |
| Hardy. | Snelgrove. |
| Harper. | Terrell. |
| Heaton. | Tillotson. |
| Hines. | Van Zandt. |
| Holder. | Waddell. |
| Hubbard. | Walters. |
| Jenkins. | Warwick. |
| Johnson of Smith. | West. |
| Johnson of Scurry. | Wiggs. |
| Keeton. | Williams |
| Kennedy. | of Travis. |
| Land. | Young. |
| Lemens. | |

Present—Not Voting.

| | |
|------------|-----------|
| Enderby. | Quinn. |
| Johnson | Stephens. |
| of Dimmit. | |

Absent.

| | |
|-----------|-------------|
| Acker. | Baldwin. |
| Anderson. | Duvall. |
| Avis. | Eickenroht. |

| | |
|------------------|-----------------|
| Gates. | O'Neill. |
| Hefley. | Patterson. |
| Hornaday. | Petsch. |
| Johnson | Pool. |
| of Dallam. | Pope of Nueces. |
| Jones. | Prendergast. |
| Lee. | Reid. |
| Long of Houston. | Rountree. |
| Loy. | Tarwater. |
| Mankin. | Turner. |
| Montgomery. | Wallace. |
| Murphy. | Westbrook. |

Absent—Excused.

| | |
|------------|------------|
| Albritton. | Riley. |
| Fuchs. | Stevenson. |
| Kayton. | Thompson. |
| Kenyon. | Veatch. |
| Kinnear. | Williams |
| McKean. | of Sabine. |
| Mosely. | Williams |
| Olsen. | of Hardin. |

Mr. McCombs offered the following amendment to the bill:

Amend House bill No. 36 by adding at the end of line 24, page 1, the following: "newspapers, stock pastures, hunting preserves, saw mills, citrus farms, vegetable packing sheds, creameries, milk plants, pecan orchards, trappers, cheese makers, hotels, parcel check rooms, hide buyers, auto sales places, automobiles, brick plants, sand beds, shell banks, gravel beds, wool houses, mohair houses, oil wells, kennel clubs, fox hunters, bridge builders, candy makers, railroads and everything, and everybody, everywhere."

Signed—McCombs, Keller.

Question recurring on the amendment, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—9.

| | |
|-------------|-----------|
| Eickenroht. | McDonald. |
| Harding. | Purl. |
| Keller. | Speck. |
| Kemble. | Woodruff. |
| McCombs. | |

Nays—98.

| | |
|--------------|-------------------|
| Mr. Speaker. | Brooks. |
| Ackerman. | Carpenter. |
| Adkins. | Chastain. |
| Allred. | Coltrin. |
| Baker. | Conway. |
| Barnett. | Cox of Lamar. |
| Bateman. | Cox of Limestone. |
| Beck. | Davis. |
| Bond. | DeWolfe. |
| Bounds. | Dunlap. |
| Bradley. | Enderby. |
| Brice. | Farrar. |

| | |
|--------------------|-----------------|
| Finn. | Minor. |
| Finlay. | Moore. |
| Forbes. | Morse. |
| Gilbert. | Mullally. |
| Giles. | Negley. |
| Graves | Nicholson. |
| of Williamson. | Palmer. |
| Graves of Erath. | Pavlica. |
| Hardy. | Petsch. |
| Harper. | Pool. |
| Harrison. | Pope of Jones. |
| Heaton. | Pope of Nueces. |
| Hines. | Ray. |
| Hogg. | Reader. |
| Holder. | Renfro. |
| Hopkins. | Richardson. |
| Hornaday. | Rogers. |
| Jenkins. | Savage. |
| Johnson of Smith. | Shaver. |
| Johnson of Scurry. | Shelton. |
| Justiss. | Sherrill. |
| Keeton. | Simmons. |
| Kennedy. | Sinks. |
| Kincaid. | Stephens. |
| King. | Storey. |
| Land. | Tarwater. |
| Lee. | Terrell. |
| Lemens. | Tillotson. |
| Long of Wichita. | Van Zandt. |
| Loy. | Waddell. |
| Magee. | Wallace. |
| Marks. | Walters. |
| Martin. | Warwick. |
| Mauritz. | West. |
| Maynard. | Wiggs. |
| McGill. | Williams |
| Mehl. | of Travis. |
| Metcalfe. | Young. |

Present—Not Voting.

| | |
|------------|------------|
| Johnson | Sanders. |
| of Dimmit. | Snelgrove. |
| Quinn. | Webb. |

Absent.

| | |
|------------|------------------|
| Acker. | Long of Houston. |
| Anderson. | Mankin. |
| Avis. | Montgomery. |
| Baldwin. | Murphy. |
| Duvall. | O'Neill. |
| Gates. | Patterson. |
| Harman. | Prendergast. |
| Hefley. | Reid. |
| Hubbard. | Rountree. |
| Johnson | Turner. |
| of Dallam. | Westbrook. |
| Jones. | |

Absent—Excused.

| | |
|------------|------------|
| Albritton. | Mosely. |
| Fuchs. | Olsen. |
| Kayton. | Riley. |
| Kenyon. | Stevenson. |
| Kinnear. | Thompson. |
| McKean. | Veatch. |

Williams
of Sabine.

Williams
of Hardin.

Mr. Kincaid offered the following amendment to the bill:

Amend House bill No. 36 by striking out all in Section 1 after the word "five" in line 24 down to the word "shall" in line 3, page 3, and substituting the words "merchandising establishments."

Question recurring on the amendment, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—19.

| | |
|-------------------|------------|
| Baker. | Maynard. |
| Harrison. | McCombs. |
| Hines. | Morse. |
| Hogg. | Palmer. |
| Jenkins. | Pavlica. |
| Johnson of Smith. | Purl. |
| Keller. | Shelton. |
| Kemble. | Snelgrove. |
| Kincaid. | Woodruff. |
| Lee. | |

Nays—87.

| | |
|-------------------|--------------------|
| Mr. Speaker. | Hubbard. |
| Ackerman. | Johnson |
| Adkins. | of Dallam. |
| Allred. | Johnson of Scurry. |
| Barnett. | Justias. |
| Bateman. | Keeton. |
| Beck. | Kennedy. |
| Bond. | King. |
| Bounds. | Land. |
| Bradley. | Lemens. |
| Brice. | Long of Wichita. |
| Brooks. | Loy. |
| Carpenter. | Magee. |
| Chastain. | Marks. |
| Coltrin. | Martin. |
| Conway. | Mauritz. |
| Cox of Lamar. | McDonald. |
| Cox of Limestone. | McGill. |
| Davis. | Mehl. |
| DeWolfe. | Metcalfe. |
| Dunlap. | Minor. |
| Enderby. | Moore. |
| Eickenroht. | Mullally. |
| Farrar. | Negley. |
| Finn. | Nicholson. |
| Finlay. | Petsch. |
| Forbes. | Pool. |
| Gilbert. | Pope of Jones. |
| Giles. | Pope of Nueces. |
| Graves | Ray. |
| of Williamson. | Reader. |
| Graves of Erath. | Renfro. |
| Hardy. | Richardson. |
| Harding. | Rogers. |
| Harper. | Sanders. |
| Heaton. | Savage. |
| Holder. | Shaver. |
| Hopkins. | Sherrill. |
| Hornaday. | Simmons. |

Sinks.
Storey.
Tarwater.
Terrell.
Van Zandt.
Waddell.
Wallace.

Walters.
Warwick.
West.
Williams
of Travis.
Young.

Present—Not Voting.

Johnson
of Dimmit.
Quinn.

Stephens.
Webb.

Absent.

| | |
|------------------|--------------|
| Acker. | Murphy. |
| Anderson. | O'Neill. |
| Avis. | Patterson. |
| Baldwin. | Prendergast. |
| Duvall. | Reid. |
| Gates. | Rountree. |
| Harman. | Speck. |
| Hefley. | Tillotson. |
| Jones. | Turner. |
| Long of Houston. | Westbrook. |
| Mankin. | Wiggs. |
| Montgomery. | |

Absent—Excused.

| | |
|------------|------------|
| Albritton. | Riley. |
| Fuchs. | Stevenson. |
| Kayton. | Thompson. |
| Kenyon. | Veatch. |
| Kinnear. | Williams |
| McKean. | of Sabine. |
| Mosely. | Williams |
| Olsen. | of Hardin. |

Mr. Purl offered the following amendment to the bill:

Amend House bill No. 36 by striking out the words "tailoring establishments and pressing shops."

Question recurring on the amendment, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—15.

| | |
|-------------------|-----------------|
| Beck. | Kemble. |
| Coltrin. | McCombs. |
| Cox of Limestone. | Moore. |
| Finn. | Pope of Nueces. |
| Harman. | Purl. |
| Hopkins. | Rogers. |
| Jenkins. | Warwick. |
| Johnson of Smith. | |

Nays—90.

| | |
|--------------|------------|
| Mr. Speaker. | Bond. |
| Ackerman. | Bounds. |
| Adkins. | Bradley. |
| Allred. | Brice. |
| Baker. | Brooks. |
| Barnett. | Carpenter. |
| Bateman. | Chastain. |

| | |
|--------------------|----------------|
| Conway. | McDonald. |
| Cox of Lamar. | McGill. |
| Davis. | Mehl. |
| DeWolfe. | Metcalfe. |
| Eickenroht. | Minor. |
| Farrar. | Morse. |
| Finlay. | Mullally. |
| Forbes. | Negley. |
| Gilbert. | Nicholson. |
| Giles. | Pavlica. |
| Graves | Pool. |
| of Williamson. | Pope of Jones. |
| Graves of Erath. | Ray. |
| Hardy. | Reader. |
| Harding. | Renfro. |
| Harper. | Richardson. |
| Harrison. | Sanders. |
| Heaton. | Savage. |
| Hines. | Shaver. |
| Hogg. | Shelton. |
| Holder. | Sherrill. |
| Hornaday. | Simmons. |
| Hubbard. | Sinks. |
| Johnson | Snelgrove. |
| of Dallam. | Speck. |
| Johnson of Scurry. | Storey. |
| Justiss. | Tarwater. |
| Keeton. | Terrell. |
| Kincaid. | Tillotson. |
| King. | Van Zandt. |
| Land. | Waddell. |
| Lee. | Wallace. |
| Lemens. | Walters. |
| Long of Wichita. | West. |
| Loy. | Wiggs. |
| Magee. | Williams |
| Marks. | of Travis. |
| Martin. | Woodruff. |
| Mauritz. | Young. |
| Maynard. | |

Present—Not Voting.

| | |
|------------|-----------|
| Enderby. | Quinn. |
| Johnson | Stephens. |
| of Dimmit. | Webb. |

Absent.

| | |
|------------------|--------------|
| Acker. | Mankin. |
| Anderson. | Montgomery. |
| Avis. | Murphy. |
| Baldwin. | O'Neill. |
| Dunlap. | Palmer. |
| Duvall. | Patterson. |
| Gates. | Petsch. |
| Hefley. | Prendergast. |
| Jones. | Reid. |
| Keller. | Rountree. |
| Kennedy. | Turner. |
| Long of Houston. | Westbrook. |

Absent—Excused.

| | |
|------------|----------|
| Albritton. | Kinnear. |
| Fuchs. | McKean. |
| Kayton. | Mosely. |
| Kenyon. | Olsen. |

| | |
|------------|------------|
| Riley. | Williams |
| Stevenson. | of Sabine. |
| Thompson. | Williams |
| Veatch. | of Hardin. |

Mr. Mauritz offered the following amendment to the bill:

Amend House bill No. 36 by adding the following at the end of Section 1: "One-fourth ($\frac{1}{4}$) of the occupation tax hereby imposed and collected constitutionally allocated to the available public free school fund shall be set aside to such purposes, with the remaining three-fourths ($\frac{3}{4}$) of the said revenue to accrue to the credit of the general revenue fund of the State until July 1, 1931, after which date the said three-fourths ($\frac{3}{4}$) of the revenue derived from such tax shall be set aside to the available school fund, to be used for public free school purposes, and the Automatic Tax Board shall take the amounts received from the tax into consideration when said Board determines the tax rate."

Signed—Mauritz, Petsch, Tillotson, Pope of Jones, Reader, Hornaday, Giles, Savage.

Mr. Kincaid offered the following amendment to the amendment:

Amend amendment by striking out the part requiring one-half to be returned to the counties.

The amendment was adopted.

The amendment as amended was then adopted by the following vote:

Yeas—102.

| | |
|-------------------|--------------------|
| Mr. Speaker. | Forbes. |
| Ackerman. | Gilbert. |
| Adkins. | Giles. |
| Allred. | Graves |
| Baker. | of Williamson. |
| Barnett. | Graves of Erath. |
| Bateman. | Hardy. |
| Beck. | Harding. |
| Bond. | Harman. |
| Bounds. | Harper. |
| Bradley. | Harrison. |
| Brice. | Heaton. |
| Brooks. | Hines. |
| Carpenter. | Hogg. |
| Chastain. | Holder. |
| Coltrin. | Hopkins. |
| Conway. | Hornaday. |
| Cox of Lamar. | Jenkins. |
| Cox of Limestone. | Johnson |
| Davis. | of Dallam. |
| DeWolfe. | Johnson of Smith. |
| Dunlap. | Johnson of Scurry. |
| Enderby. | Justiss. |
| Eickenroht. | Keeton. |
| Farrar. | Keller. |
| Finn. | Kemble. |
| Finlay. | Kennedy. |

| | |
|------------------|-------------|
| Kincaid. | Quinn. |
| Land. | Ray. |
| Lee. | Reader. |
| Lemens. | Renfro. |
| Long of Wichita. | Richardson. |
| Loy. | Sanders. |
| Magee. | Savage. |
| Martin. | Shaver. |
| Mauritz. | Shelton. |
| McCombs. | Sherrill. |
| McDonald. | Simmons. |
| McGill. | Sinks. |
| Mehl. | Snelgrove. |
| Metcalfe. | Speck. |
| Minor. | Stephens. |
| Moore. | Storey. |
| Morse. | Tarwater. |
| Mullally. | Terrell. |
| Palmer. | Tillotson. |
| Pavlica. | Waddell. |
| Petsch. | Wallace. |
| Pool. | Walters. |
| Pope of Jones. | West. |
| Pope of Nueces. | Woodruff. |
| Purl. | Young. |

Nays—8.

| | |
|----------|------------|
| Hubbard. | Nicholson. |
| King. | Rogers. |
| Maynard. | Van Zandt. |
| Negley. | Warwick. |

Present—Not Voting.

| | |
|------------|-------|
| Johnson | Webb. |
| of Dimmit. | |

Absent.

| | |
|------------------|--------------|
| Acker. | Murphy. |
| Anderson. | O'Neill. |
| Avis. | Patterson. |
| Baldwin. | Prendergast. |
| Duvall. | Reid. |
| Gates. | Rountree. |
| Hefley. | Turner. |
| Jones. | Westbrook. |
| Long of Houston. | Wiggs. |
| Mankin. | Williams |
| Marks. | of Travis. |
| Montgomery. | |

Absent—Excused.

| | |
|------------|------------|
| Albritton. | Riley. |
| Fuchs. | Stevenson. |
| Kayton. | Thompson. |
| Kenyon. | Veatch. |
| Kinnear. | Williams |
| McKean. | of Sabine. |
| Mosely. | Williams |
| Olsen. | of Hardin. |

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes made in the body of the bill.

House bill No. 36 was then passed to engrossment by the following vote:

Yeas—88.

| | |
|--------------------|----------------|
| Ackerman. | Loy. |
| Adkins. | Magee. |
| Allred. | Marks. |
| Baker. | Martin. |
| Barnett. | Mauritz. |
| Bateman. | Maynard. |
| Bond. | McDonald. |
| Brice. | McGill. |
| Brooks. | Mehl. |
| Carpenter. | Metcalfe. |
| Chastain. | Minor. |
| Coltrin. | Moore. |
| Cox of Lamar. | Mullally. |
| Cox of Limestone. | Negley. |
| Davis. | Palmer. |
| Dunlap. | Petsch. |
| Eickenroht. | Pool. |
| Farrar. | Pope of Jones. |
| Finn. | Ray. |
| Finlay. | Reader. |
| Forbes. | Richardson. |
| Gilbert. | Rogers. |
| Giles. | Savage. |
| Graves | Shaver. |
| of Williamson. | Shelton. |
| Graves of Erath. | Sherrill. |
| Hardy. | Simmons. |
| Harper. | Sinks. |
| Heaton. | Snelgrove. |
| Hines. | Storey. |
| Holder. | Tarwater. |
| Hornaday. | Terrell. |
| Hubbard. | Tillotson. |
| Jenkins. | Van Zandt. |
| Johnson of Scurry. | Waddell. |
| Justiss. | Wallace. |
| Keeton. | Walters. |
| Kincaid. | West. |
| Land. | Williams |
| Lemens. | of Travis. |
| Long of Wichita. | Young. |

Nays—24.

| | |
|-------------------|-----------------|
| Mr. Speaker. | Kemble. |
| Beck. | Kennedy. |
| Bounds. | Lee. |
| Bradley. | McCombs. |
| Conway. | Morse. |
| Enderby. | Pavlica. |
| Harding. | Pope of Nueces. |
| Harman. | Purl. |
| Harrison. | Speck. |
| Hogg. | Warwick. |
| Hopkins. | Webb. |
| Johnson of Smith. | Woodruff. |

Present—Not Voting.

| | |
|------------|-----------|
| DeWolfe. | Quinn. |
| Johnson | Stephens. |
| of Dimmit. | Wiggs. |
| Keller. | |

Absent.

| | |
|--------|-----------|
| Acker. | Anderson. |
|--------|-----------|

| | |
|------------------|--------------|
| Avis. | Murphy. |
| Baldwin. | Nicholson. |
| Duvall. | O'Neill. |
| Gates. | Patterson. |
| Hefley. | Prendergast. |
| Johnson | Reid. |
| of Dallam. | Renfro. |
| Jones. | Rountree. |
| King. | Sanders. |
| Long of Houston. | Turner. |
| Mankin. | Westbrook. |
| Montgomery. | |

Absent—Excused.

| | |
|------------|------------|
| Albritton. | Riley. |
| Fuchs. | Stevenson. |
| Kayton. | Thompson. |
| Kenyon. | Veatch. |
| Kinnear. | Williams |
| McKean. | of Sabine. |
| Mosely. | Williams |
| Olsen. | of Hardin. |

Reason for Vote.

I voted "present, not voting," on House bill No. 36, "the chain store tax bill," because I seriously doubt the constitutionality of this bill.

DeWOLFE.

HOUSE BILL NO. 36 ON THIRD READING.

Mr. Hornaday moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 36 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—96.

| | |
|-------------------|--------------------|
| Mr. Speaker. | Giles. |
| Ackerman. | Graves |
| Adkins. | of Williamson. |
| Allred. | Graves of Erath. |
| Baker. | Hardy. |
| Barnett. | Harper. |
| Bateman. | Harrison. |
| Bond. | Heaton. |
| Brice. | Hines. |
| Brooks. | Hogg. |
| Carpenter. | Holder. |
| Chastain. | Hornaday. |
| Coltrin. | Hubbard. |
| Conway. | Jenkins. |
| Cox of Lamar. | Johnson |
| Cox of Limestone. | of Dallam. |
| Davis. | Johnson |
| DeWolfe. | of Dimmit. |
| Dunlap. | Johnson of Smith. |
| Farrar. | Johnson of Scurry. |
| Finn. | Justiss. |
| Finlay. | Keeton. |
| Forbes. | Kincaid. |
| Gilbert. | King. |

| | |
|------------------|-------------|
| Land. | Renfro. |
| Lee. | Richardson. |
| Lemens. | Rogers. |
| Long of Wichita. | Sanders. |
| Loy. | Savage. |
| Magee. | Shaver. |
| Marks. | Shelton. |
| Martin. | Sherrill. |
| Mauritz. | Simmons. |
| Maynard. | Sinks. |
| McDonald. | Speck. |
| McGill. | Stephens. |
| Mehl. | Storey. |
| Metcalfe. | Tarwater. |
| Minor. | Terrell. |
| Moore. | Tillotson. |
| Mullally. | Van Zandt. |
| Negley. | Waddell. |
| Palmer. | Wallace. |
| Petsch. | Walters. |
| Pool. | Warwick. |
| Pope of Jones. | West. |
| Purl. | Wiggs. |
| Quinn. | Williams |
| Ray. | of Travis. |
| Reader. | Young. |

Nays—16.

| | |
|-------------|------------|
| Beck. | Kemble. |
| Bounds. | Kennedy. |
| Bradley. | McCombs. |
| Enderby. | Morse. |
| Eickenroht. | Pavlica. |
| Harding. | Snelgrove. |
| Harman. | Webb. |
| Hopkins. | Woodruff. |

Absent.

| | |
|------------------|-----------------|
| Acker. | Montgomery. |
| Anderson. | Murphy. |
| Avis. | Nicholson. |
| Baldwin. | O'Neill. |
| Duvall. | Patterson. |
| Gates. | Pope of Nueces. |
| Hefley. | Prendergast. |
| Jones. | Reid. |
| Keller. | Rountree. |
| Long of Houston. | Turner. |
| Mankin. | Westbrook. |

Absent—Excused.

| | |
|------------|------------|
| Albritton. | Riley. |
| Fuchs. | Stevenson. |
| Kayton. | Thompson. |
| Kenyon. | Veatch. |
| Kinnear. | Williams |
| McKean. | of Sabine. |
| Mosely. | Williams |
| Olsen. | of Hardin. |

The Speaker then laid House bill No. 36 before the House on its third reading and final passage.

The bill was read third time.

Mr. Purl moved that further consid-

eration of the bill be postponed indefinitely.

Mr. Graves of Erath moved the previous question on the motion to postpone indefinitely and the bill, and the main question was ordered.

Question first recurring on the motion to postpone indefinitely, yeas and nays were demanded.

The motion was lost by the following vote:

Yeas—22.

| | |
|--------------|-----------------|
| Mr. Speaker. | Kemble. |
| Beck. | Kennedy. |
| Bounds. | Lee. |
| Bradley. | McCombs. |
| Conway. | Morse. |
| Eickenroht. | Pavlica. |
| Harding. | Pope of Nueces. |
| Harman. | Purl. |
| Harrison. | Speck. |
| Hogg. | Webb. |
| Hopkins. | Woodruff. |

Nays—80.

| | |
|--------------------|----------------|
| Ackerman. | Magee. |
| Adkins. | Marks. |
| Allred. | Martin. |
| Baker. | Mauritz. |
| Barnett. | Maynard. |
| Bateman. | McDonald. |
| Bond. | McGill. |
| Brice. | Mehl. |
| Brooks. | Metcalfe. |
| Carpenter. | Minor. |
| Chastain. | Moore. |
| Coltrin. | Mullally. |
| Cox of Lamar. | Negley. |
| Cox of Limestone. | Palmer. |
| Davis. | Petsch. |
| Dunlap. | Pool. |
| Enderby. | Pope of Jones. |
| Finn. | Ray. |
| Finlay. | Reader. |
| Forbes. | Renfro. |
| Gilbert. | Richardson. |
| Giles. | Rogers. |
| Graves | Savage. |
| of Williamson. | Shaver. |
| Graves of Erath. | Shelton. |
| Hardy. | Sherrill. |
| Harper. | Simmons. |
| Heaton. | Sinks. |
| Holder. | Snelgrove. |
| Hornady. | Storey. |
| Hubbard. | Tarwater. |
| Johnson of Smith. | Terrell. |
| Johnson of Scurry. | Tillotson. |
| Justiss. | Van Zandt. |
| Keeton. | Waddell. |
| Keller. | Wallace. |
| Kincaid. | Walters. |
| Land. | West. |
| Lemens. | Williams |
| Long of Wichita. | of Travis. |
| Loy. | Young. |

Present—Not Voting.

| | |
|------------|----------|
| DeWolfe. | Quinn. |
| Farrar. | Sanders. |
| Johnson | Warwick. |
| of Dimmit. | Wiggs. |

Absent.

| | |
|------------|------------------|
| Acker. | Long of Houston. |
| Anderson. | Mankin. |
| Avis. | Montgomery. |
| Baldwin. | Murphy. |
| Duvall. | Nicholson. |
| Gates. | O'Neill. |
| Hefley. | Patterson. |
| Hines. | Prendergast. |
| Jenkins. | Reid. |
| Johnson | Rountree. |
| of Dallam. | Stephens. |
| Jones. | Turner. |
| King. | Westbrook. |

Absent—Excused.

| | |
|------------|------------|
| Albritton. | Riley. |
| Fuchs. | Stevenson. |
| Kayton. | Thompson. |
| Kenyon. | Veatch. |
| Kinnear. | Williams |
| McKean. | of Sabine. |
| Mosely. | Williams |
| Olsen. | of Hardin. |

House bill No. 36 was then passed by the following vote:

Yeas—75.

| | |
|-------------------|--------------------|
| Ackerman. | Johnson |
| Adkins. | of Dallam. |
| Allred. | Johnson of Scurry. |
| Baker. | Justiss. |
| Barnett. | Keeton. |
| Bateman. | Kennedy. |
| Bond. | Kincaid. |
| Brooks. | Land. |
| Carpenter. | Lemens. |
| Chastain. | Long of Wichita. |
| Coltrin. | Loy. |
| Cox of Lamar. | Magee. |
| Cox of Limestone. | Martin. |
| Davis. | Mauritz. |
| Farrar. | Maynard. |
| Finn. | McGill. |
| Finlay. | Mehl. |
| Forbes. | Metcalfe. |
| Gilbert. | Minor. |
| Giles. | Moore. |
| Graves | Mullally. |
| of Williamson. | Negley. |
| Graves of Erath. | Palmer. |
| Hardy. | Petsch. |
| Harper. | Pool. |
| Heaton. | Pope of Jones. |
| Holder. | Reader. |
| Hornaday. | Richardson. |
| Hubbard. | Rogers. |
| Jenkins. | Savage. |

| | |
|------------|------------|
| Shaver. | Van Zandt. |
| Shelton. | Waddell. |
| Simmons. | Wallace. |
| Sinks. | Walters. |
| Snelgrove. | West. |
| Storey. | Williams |
| Tarwater. | of Travis. |
| Terrell. | Woodruff. |
| Tillotson. | Young. |

Nays—25.

| | |
|-------------------|-----------------|
| Mr. Speaker. | Lee. |
| Beck. | Marks. |
| Bounds. | McCombs. |
| Bradley. | McDonald. |
| Enderby. | Morse. |
| Eickenroht. | Pavlica. |
| Harding. | Pope of Nueces. |
| Harman. | Purl. |
| Harrison. | Renfro. |
| Hogg. | Sherrill. |
| Hopkins. | Speck. |
| Johnson of Smith. | Webb. |
| Kemble. | |

Present—Not Voting.

| | |
|------------|-----------|
| Brice. | Quinn. |
| Conway. | Ray. |
| DeWolfe. | Sanders. |
| Johnson | Stephens. |
| of Dimmit. | Warwick. |
| Keller. | Wiggs. |

Absent.

| | |
|------------------|--------------|
| Acker. | Mankin. |
| Anderson. | Montgomery. |
| Avis. | Murphy. |
| Baldwin. | Nicholson. |
| Dunlap. | O'Neill. |
| Duvall. | Patterson. |
| Gates. | Prendergast. |
| Hefley. | Reid. |
| Hines. | Rountree. |
| Jones. | Turner. |
| King. | Westbrook. |
| Long of Houston. | |

Absent—Excused.

| | |
|------------|------------|
| Albritton. | Riley. |
| Fuchs. | Stevenson. |
| Kayton. | Thompson. |
| Kenyon. | Veatch. |
| Kinnear. | Williams |
| McKean. | of Sabine. |
| Mosely. | Williams |
| Olsen. | of Hardin. |

Mr. Hardy moved to reconsider the vote by which the bill was passed, and to table the motion to reconsider.

The motion to table prevailed.

Reasons for Vote.

I voted "present, not voting," on House bill No. 36, "the chain store tax

bill," because I seriously doubt the constitutionality of the bill.

DeWOLFE.

I have not voted several times and have voted "present and not voting" on account of interest and employment interest that I have in this chain store bill. This employment is by independent store interests.

KELLER.

My reason for not voting on House bill No. 36, Article 3, Section 22, of the Constitution of Texas, states that any member who has a personal interest in any measure or bill pending before the Legislature shall disclose the fact to the House of which he is a member, and shall not vote thereon. I, owning a grocery store, feel I am interested and, therefore, not entitled to vote, although I am for the bill.

WIGGS.

MESSAGE FROM THE SENATE.

Senate Chamber,

Austin, Texas, March 10, 1930.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed:

S. B. No. 62.* A bill to be entitled "An Act to amend Title 76 of the Revised Civil Statutes of Texas of 1925, by adding thereto Article 4644a, providing that no injunction shall be granted to stay or prevent the vacating, abandonment or closing, by the city council or governing body of any incorporated city of this State of any street or alley in any such incorporated city of this State, except at the suit of the owner or lessees of real property actually abutting on that part of such street or alley actually vacated, abandoned or closed, and then only in the event that the damages of said owner or lessee shall not have been released or shall not have been ascertained and paid in a condemnation suit by such city, provided that any person who, under existing laws, has the right to enjoin a city from vacating, abandoning or closing any street or alley of such city and whose right to such injunction is denied by this act, shall have the right to an action for damages for any injury that he may sustain by reason of the vacating, abandoning or closing of any street or alley by such city, and declaring an emergency."

Respectfully,

MORRIS C. HANKINS,

Assistant Secretary of the Senate.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 10, 1930.

Hon. W. S. Barron, Speaker of the
House of Representatives.

Sir: I am directed by the Senate to
inform the House that the Senate has
passed:

S. B. No. 44, A bill to be entitled
"An Act amending Section 1 of Senate
bill No. 26, Acts of the Fourth Called
Session of the Forty-first Legislature,
with reference to salaries of county
judges and county commissioners, and
declaring an emergency."

Respectfully,
MORRIS C. HANKINS,
Assistant Secretary of the Senate.

COMMUNICATION IN REGARD TO
PRISONERS RECEIVED AT THE
PRISON SYSTEM.

On motion of Mr. Quinn, the following
communications were ordered printed in
the Journal:

March 10, 1930.

Mr. W. W. Covington, Sheriff, Beau-
mont, Texas.

How many prisoners did you deliver
to the penitentiary last week, and were
they accepted?

B. E. QUINN.

Beaumont, Texas, March 10, 1930.

B. E. Quinn, Austin.

Delivered six prisoners in Houston,
Texas, for the Agent Cloud, who ac-
cepted them for pen.

W. W. COVINGTON,
Sheriff, Jefferson County, Texas.

RELATIVE TO QUESTIONNAIRE
FOR MEMBERS.

Mr. McCombs submitted the following
point of order in regard to the ques-
tionnaire for members, which was or-
dered printed in the Journal:

Mr. Speaker: I object to the recep-
tion of the report because it does not
conform to the resolution authorizing it
in that the resolution required informa-
tion as to any salary or retainer ac-
cepted by a member from any organi-
zation, corporation or association,
whereas the report and the question-
naires included therein shows informa-
tion as to associations and corporations
only and makes no mention as to organi-
zations. I, therefore, make the point of
order that the report should not be re-

ceived, because it does not conform to
the original resolution.

McCOMBS.

BILLS AND RESOLUTION SIGNED
BY THE SPEAKER.

The Speaker signed, in the presence
of the House, after giving due notice
thereof and their captions had been read
severally, the following enrolled bills and
resolution:

H. C. R. No. 9, Extending thanks to
committee in regard to removal of the
bodies of Texas heroes.

H. B. No. 29, "An Act authorizing the
sale of certain lands owned by the State
of Texas located near El Paso and known
as the abandoned site of the State School
of Mines and Metallurgy; providing
regulations in reference thereto, and de-
claring an emergency."

H. B. No. 57, "An Act to amend Ar-
ticle 2781, Revised Statutes, 1925, re-
lating to term of contract of superin-
tendents, principals, teachers or other
executive officers in independent school
districts; repealing all laws in conflict
herewith, and declaring an emergency."

SENATE BILLS ON FIRST READING.

The following Senate bills, received
from the Senate today, were laid before
the House, read severally first time and
referred to the appropriate committees,
as follows:

Senate bill No. 43, to the Committee
on Conservation and Reclamation.

Senate bill No. 44, to the Committee
on State Affairs.

Senate bill No. 62, to the Committee
on Municipal and Private Corporations.

RECESS.

On motion of Mr. Tillotson, the
House, at 6:45 o'clock p. m., took recess
to 10 o'clock a. m. tomorrow.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following committees have today
filed favorable reports on bills, as
follows:

State Affairs: House bill No. 118 and
Senate bill No. 21.

Judicial Districts: Senate bill No. 15.

Insurance: Senate bill No. 32.

Municipal and Private Corporations:
House bills Nos. 129, 120 and 125.

Public Lands and Buildings: Senate
bills Nos. 37, 60, 39 and 24, and House
bill No. 123.

REPORT OF THE COMMITTEE ON
ENGROSSED BILLS.

Committee Room,
Austin, Texas, March 10, 1930.

Hon. W. S. Barron, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 79, A bill to be entitled
"An Act to amend Section 10a of Chap-
ter 88, of the Acts of the Second Called
Session of the Forty-first Legislature of
Texas, and declaring an emergency,"

Has carefully compared same and find
it correctly engrossed.

McCOMBS, Chairman.

FOURTEENTH DAY.

(Continued.)

(Tuesday, March 11, 1930.)

The House met at 10 o'clock a. m.,
and was called to order by Speaker
Barron.

BILLS ORDERED NOT PRINTED.

On motion of Mr. Murphy, Senate bill
No. 65 was ordered not printed.

On motion of Mr. Pope of Nueces,
House bill No. 124 was ordered not
printed.

HOUSE BILL NO. 104 ON SECOND
READING.

On motion of Mr. Hardy (by unani-
mous consent), the regular order of
business was suspended to take up and
have placed on its second reading and
passage to engrossment,

H. B. No. 104, A bill to be entitled
"An Act to amend Article 1747 of the
Revised Civil Statutes of Texas, 1925,
so as to permit persons unable to pay
costs or give security therefor, to be
entitled to prosecute their appeal in the
appellate courts without requiring any
bond, and declaring an emergency."

The Speaker laid the bill before the
House, it was read second time, and
was passed to engrossment.

HOUSE BILL NO. 104 ON THIRD
READING.

Mr. Hardy moved that the constitu-
tional rule requiring bills to be read on
three several days be suspended and
that House bill No. 104 be placed on its
third reading and final passage.

The motion prevailed by the following
vote:

Yeas—102.

| | |
|-------------------|-----------------|
| Mr. Speaker. | Loy. |
| Acker. | Magee. |
| Ackerman. | Mankin. |
| Allred. | Marks. |
| Baker. | Mauritz. |
| Barnett. | Maynard. |
| Beck. | McCombs. |
| Bounds. | McGill. |
| Bradley. | Mehl. |
| Brice. | Metcalfe. |
| Carpenter. | Minor. |
| Coltrin. | Moore. |
| Conway. | Mullally. |
| Cox of Lamar. | Murphy. |
| Cox of Limestone. | Negley. |
| Davis. | Nicholson. |
| DeWolfe. | Olsen. |
| Dunlap. | Palmer. |
| Enderby. | Pavlica. |
| Farrar. | Pope of Jones. |
| Finn. | Pope of Nueces. |
| Finlay. | Purl. |
| Forbes. | Quinn. |
| Gilbert. | Ray. |
| Giles. | Reader. |
| Graves | Renfro. |
| of Williamson. | Richardson. |
| Graves of Erath. | Riley. |
| Hardy. | Rogers. |
| Harding. | Rountree. |
| Harman. | Sanders. |
| Harper. | Savage. |
| Harrison. | Shaver. |
| Heaton. | Shelton. |
| Hines. | Sherrill. |
| Hogg. | Simmons. |
| Holder. | Sinks. |
| Hopkins. | Snelgrove. |
| Hubbard. | Stephens. |
| Jenkins. | Stevenson. |
| Johnson | Storey. |
| of Dallam. | Tarwater. |
| Johnson | Terrell. |
| of Dimmit. | Tillotson. |
| Johnson of Smith. | Van Zandt. |
| Jones. | Waddell. |
| Justiss. | Walters. |
| Keeton. | Warwick. |
| Keller. | Webb. |
| Kincaid. | West. |
| King. | Williams |
| Land. | of Travis. |
| Lee. | Woodruff. |

Nays—1.

Gates.

Present—Not Voting.

Kennedy.

Absent.

Adkins.
Anderson.
Avis.
Baldwin.

Bateman.
Bond.
Brooks.
Chastain.